

## TERMS

Have Been Accepted

By Heirs and Legatees of  
Banker Woods.Have Settled on Forty  
Per Cent Basis.Answer Filed in Million Dollar  
Damage Case.Company Was Over-Capitalized—  
Court House News.

The heirs to the estate of John B. Woods and the legatees under his will, have agreed to a settlement of the long standing litigation.

For several weeks the attorneys interested in the case, have been waiting to hear from heirs in Pennsylvania. A letter has been received stating that they have no objection to the terms arranged.

Under the agreement, the legatees outside the family will receive from 40 to 50 per cent of the amount bequeathed to them by Banker Woods. Robert L. Andrew will be paid one-half of the \$5,000 which was his legacy. In addition to this, his divorced wife, Emma Woods Andrew, releases and withdraws all claim she may have for alimony. A meeting of the attorneys will be held in a few days.

## RITCHIE'S PETITION ANSWERED.

Stevenson Burke, Henry P. McIntosh, Ella M. Burke, George G. Allen and the Anglo-American Iron Company have filed answers to the petition of Lewis A. Ritchie. He seeks to recover \$1,000,000 damages for the alleged wrongful acts of the defendants in the management of the affairs of the Anglo-American Company. The defendants admit all allegations as to the formation, organization and capitalization of the company. They allege that in 1888 Samuel J. Ritchie secured a three-fourths interest in wild lands in Ontario, Canada. Deposits of copper and nickel were found, and these were developed to some extent, yielding a small profit. In 1890, the net income was \$300,000. They say the directors have done their best to develop the property. They deny that the plaintiff has suffered any damage. It is claimed that Samuel J. Ritchie caused \$1,500,000 of the stock to be issued to himself in payment of his three-fourths interest in the property. The company was over-capitalized and because of this it was impossible to sell stock to raise the money for a working capital. The defendants say that S. J. Ritchie and his son, the plaintiff, did not pay more than \$10 for the stock they held. Two years ago, the Canadian Copper Company offered to buy in the Anglo-American Iron Company for \$850,000. The Ritchies objected to this, it is alleged, for the purpose of carrying on a long litigation.

## PRORATE COURT.

A motion has been filed asking for the appointment of a receiver for the property of the late Michael Dougherty.

An order for a private sale of 25 feet of the Andrew Jackson property has been issued. It is located on S. Main st. It has been re-appraised at \$225 per foot front.

Application has been filed to admit Stella Thompson, 22 years of age, to the hospital for epileptics, at Gallipolis. An inventory of the estate of Thomas Hunt has been filed. The appraised value of the personal property is \$1,000.75.

## REFERRED.

The divorce case of Eva Schwing vs. Martin Schwing has been referred to A. J. Rowley.

## ISN'T NEXT.

Washington Politicians Think Payne Is Mis-Informed.

Washington, Feb. 10.—(Spl.)—The statement of National Committeeman Henry C. Payne of Milwaukee that Governor Roosevelt will accept the Vice Presidential nomination, is evidently based on misinformation. Mr. Roosevelt some days ago notified his close political friends in Washington that he would not be a candidate under any circumstances and would not accept if nominated.

## FREE EYE EXAMINATION



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106 South Howard St., Akron, O.

## ELKINS

Spoke on the Financial  
Bill Today.Says It Will Retire Bank Note  
Circulation.

Washington, Feb. 10.—(Spl.)—Senator Elkins of West Virginia said today that "the pending financial bill is the most important financial measure presented to congress since the civil war. The chief feature and strength of the bill is its emphatic and unequivocal declaration in favor of the gold standard and the commitment of the United States to the payment of its indebtedness of all kinds, interest-bearing, and non-interest-bearing, in gold, thereby rendering it impossible that there should be any doubt in the future on the subject, or that there should be any doubt in the future on the subject, or that there should be any hope of paying the same in a depreciated currency. If the bill becomes a law, it would strengthen the public credit at home and abroad, making it the highest and safest in the world. One of the glories of the republic was that American labor was the best paid in the world, and this should be maintained if possible. The government, at least, should do nothing that would have a tendency to reduce wages. The loss to the wage earners and the country at large would be greater than the gain to the government."

"Under present conditions and even the more favorable ones promised in the pending bill," Mr. Elkins said, in conclusion, "note circulation of National banks may disappear, partly because it is not profitable now to the banks and may not be under the provisions of this bill and partly because of the prejudice and opposition on the part of a large portion of the people to National banks issuing currency; but largely, and more than all this, for the reason there will be no need of bank note circulation in case the increase of certificates against gold deposits in the treasury should continue. To my mind gold certificates with a reasonable amount of silver certificates issued under proper restrictions will be the money of the future. This would leave with the government the sole power of issuing money. Therefore, I conclude that it is not needful to fund the public debt before our bonds mature by offering inducements to national banks to take a low rate bond and putting out a bond that cannot be redeemed under 30 years."

"If the law is not already clear, make it clear that any person in the United States, in our new possessions, or elsewhere having gold dollars or gold bullion can deposit the same in the treasury of the United States and get a certificate redeemable in gold. Such a certificate would pass current as money throughout the world."

Read Democrat today, 7th page.

## AS LIGHT OR FUEL

Natural Gas May be Used—The  
Franchise Says So.

A number of the constituents of Councilman Fieberger have asked him for information relative to their right to use natural gas for illumination purposes. Mr. Fieberger has been at pains to examine the franchise of the natural gas company, granted in Sept. of 1898, and finds nothing to prevent the purchasers of the natural gas from using it for lighting purposes.

The franchise was granted to the company "for the transportation and supply of natural gas to the city," with no restrictions whether the gas should be used for fuel or lighting purposes.

**Sto 55 the Cough**  
and **wet off the Cold.**  
Laxative Bromo-Quinine Tablets cure a cold in one day. No Cure, No Pay. Price 25c.

## CLARK BILL

Will be Considered

By State Senators Early  
Next Week.Has Had No Conference  
With Governor.Police Pension Fund Bill  
Passed by House.Still Some Chance For Seese's Normal  
School Bill.

Senator G. W. Sieber is in Akron for a day or two.

In speaking of the Clark bill, Senator Sieber said to a Democrat reporter, "I wish you would please state for me that your mention in last night's paper of a conference I had with Governor Nash in regard to the Clark bill is a mistake. I have not seen the Governor for over a week, nor have I talked with any one in regard to the matter. The bill has not been discussed in the Senate. It will be reached probably on Tuesday and will be referred to either the Judiciary committee or committee on Taxation."

Speaking of Representative Seese's Normal school bill Senator Sieber said that he still thinks there is a chance of getting the bill through. On next Wednesday an effort will be made to have the bill reconsidered.

"Mr. Seese certainly made a good fight," said the Senator. Senator Sieber also said that the amendment to the bill regulating the distribution of insurance money from funds of the Police Pension Fund association has been passed by the Legislature. This amendment was almost of exclusive interest to Akron and Youngstown, and eliminates any possibility of money belonging to these two cities being paid to persons living in other cities.

## GOVERNOR

Took Drink in a Prohibition  
State.So His Enemies Claim—They Will  
Show Pictures.

Topeka, Kan., Feb. 10.—(Spl.)—Governor Stanley is to confront a novel method of attack in the pending Kansas campaign. A Stafford photographer is fitting out stereopticon outfits for use in the school houses of the state, and the chief picture will be one taken of the Governor while in the act of taking a drink in a Leavenworth joint. The photographer says he will see to it that this picture is shown in every school house in the state for the benefit of the Kansas Prohibitionists who voted for Stanley. The Governor denies that he took the drink alleged.

J. J. Marquis, piano tuner, will return to Akron about April 20.

O. C. Barber went to New York Friday.

Mrs. W. C. Parsons has gone to New Haven, Conn.

Mrs. W. B. Frost and daughter started for New York Saturday morning.

The senior class of the High school was entertained at the home of Clarence Carlton, East Buchtel ave., Friday evening. The evening was spent with games, cards and dancing and a generally delightful evening was the result. Light refreshments were served.

The Y. P. C. U. of the Universalist church held a box social at Mrs. Wm. Weaver's, East Buchtel ave., on Friday evening. About fifty people enjoyed the festivities of the evening. Refreshments were served.

A fair sized crowd attended the masquerade ball given at Tip Top Friday night by Tip Top Tent, K.O.T.M. All present enjoyed a good time, and the amusements were so arranged that there was something to please the fancy of all. Music was furnished by Rodrick's orchestra. Prizes were awarded to masqueraders as follows: Best comic, Mrs. Carrie E. Turner, 202 East Furnace st.; \$1; best character, Miss Minnie Rodemundt, 82.

Use Democrat want column, 11 page.

## TRUNK SEWER

Will be Tunnelled Under  
the Canal.Work Will be Commenced Without  
Legislation's Being Completed.

The Board of City Commissioners on Saturday morning accepted the proposition of the State Board of Public Works, relative to rights of constructing the main trunk sewer in districts 1, 8 and 9, along the tow path from Lock 8 to Thornton st. The State asks that the work along and under the canal be done subject to its approval.

At four places, along the course of the proposed sewer, it will be necessary to tunnel under the bed of the canal.

Work of constructing the sewer plan will be begun within 10 days, if present plans are carried out. Although legislation for this sewer has not been completed, nor the contract for performing the work awarded, it is the intention to commence work under the piecemeal system.

## LATE LOCALS.

There was an audience of 100 people at Hammel's business college Friday night, attendant upon the lecture delivered by Rev. W. C. Wilcox, on "The War in South Africa, and what we have to do with it." Having spent considerable time in South Africa, and being thoroughly conversant with the customs of all the inhabitants of that country, and familiar with the form of government, his remarks were not only instructive in an historical way, but were made more entertaining by the spice of personal reminiscences and observations. He is opposed to England in its persecution of the Boers, and related many instances of English tyranny. It is his opinion that many of the charges England makes are not founded on facts.

An original pension of \$6 a month has been granted to Frederick Ault of Barberton.

F. E. Seiberling has opened a harness shop at 190 Wooster ave.

The members of Buckeye Council, I. O. O. F. entertained Supreme Recorder Henry A. Mantel and Supreme Auditor Harry Hase of Cleveland at their meeting Thursday evening. They also initiated two candidates, and will have three for initiation next Thursday evening.

There will be an electionary contest Saturday night at the Actual Business College under the direction of Miss Lulu Parker. The first prize will be a six months' scholarship of the Actual Business College. There are six contestants.

Beginning tomorrow at 3 p. m., the popular Eighth Regiment band will give a series of Sacred concerts at the Grand Opera House. A great deal of new music has been secured for these concerts and they give promise of being a popular Sunday event in Akron.

The entertainment given by the King's Daughters of the Trinity Lutheran church Friday evening was very successful. The audience numbered over 300 people, and all were highly entertained by the program, which was enacted in a clever and artistic manner.

The members of Co. B, Eighth O. N. G., will meet at their armory at 12:30 Monday, in fatigue uniforms to attend the funeral of Burt Eakins. All members are desired to be present.

A successful masquerade ball was held in Courad hall Friday evening under the auspices of the Foresters. Seventy-five couples were present. The prize winners were Joseph Nuost, George Bryant, Miss Zehnder and Miss Emma Fleischman. The general committee consisted of William Vanderholt, W. F. Stroble, D. H. Bender, F. A. Miller and G. E. Croysdale.

Mrs. Mary A. Long, Miss Julia M. McElright, Mrs. F. H. Mason, T. F. Walsh and Dr. W. W. Leonard have been appointed a county board of visitors by Judge Kohler.

Read Democrat today, 7th page.

An Editor's Life Saved by Chamberlain's Cough Remedy.

During the early part of October, 1896, I contracted a bad cold which settled on my lungs and was neglected until I feared that consumption had appeared in an incipient state. I was constantly coughing and trying to expel something which I could not. I became alarmed and after giving the local doctor a trial, bought a bottle of Chamberlain's Cough Remedy and the result was immediate improvement, and after I had used three bottles my lungs were restored to their healthy state. B. S. Edwards, publisher of The Review, Wyant, Ill. For sale by all druggists, E. Steinbacher & Co., wholesale agents.

## TOO LATE TO CLASSIFY.

BARGAINS—No. 586 West Exchange st., lot 74x211 feet, all kinds of fruit, nice shade, large house and barn, cheap at \$2500; good 7 room house, corner Harvard and Vassar sts., sacrifice price, \$1250, easy terms; 48 acre farm, well watered, good soil, no waste land, fair buildings, 6 1/2 miles from Akron, for sale or trade at \$2050; two other small farms near city to trade for Akron property. C. H. & S. E. Jones, room 55 Central office building.

## EXPOSURE

Caused His Death.

Popular Burt Eakins Will  
Suffer no More.Served in Cuba With  
Company B.He Was Attached to the Hos-  
pital Corps.Brother Is a Soldier Doing Duty In  
Philippines.

At 3 o'clock Saturday morning, Burt Henry Eakins, who has been lying at the point of death for several days, died at the home of his aunt, Mrs. M. L. Thurston, 113 North Summit st., of tuberculosis, at the age of 22 years 8 months and 8 days.

He has been very low for several months, still his death comes as a shock to his many friends in this city. He was a member of Co. B, 8th O.V.I. and served in the war with Spain.

Eakins enlisted in Co. B, O.N.G., January 28, 1898, and in April of that year went with Co. B as a volunteer for his country. He was not strong at the time and it was thought that he could not pass the physical examination. He pleaded so hard that he was admitted. When the Eighth Regiment was in Camp Alger he was transferred to the hospital corps as a sergeant. While the regiment was in Cuba he was healthy, took care of the sick and helped bury many of the boys, returning in better health than when he went away. He was soon attacked by malaria, and the chills and fever so racked his constitution that he was soon confined to his bed. His chills continued till six weeks ago when it was known that he could not live long. He was very popular among the boys of Co. B and well liked by every one. His funeral will be in charge of Co. B and will be military. The services will be conducted by Rev. L. A. Lindemuth at the First Presbyterian church in East Akron, Monday, at 2 p.m. Fred Eakins, brother of the deceased, is in the Philippines.

## NEW HOME

Will be Built For Tip  
Top Cycle Club.It is to be Fitted up in Elegant  
Style.

It has been decided that a new club house will be built for the Tip Top Cycle club.

It will be erected on the Snook lot, South Main st., opposite Berrold's saloon. Work will be begun this spring.

The building will be two stories high, and equipped in a modern manner with rooms for plain and shower baths, bowling alleys, billiard and pool rooms, reading rooms and gymnasium. A department for storing and repairing bicycles will also be provided.

The club house will be built by the Snook estate, and rented to the club. It is understood that a final conference between the members of the club and the designers of the building has been held, and that everything has been arranged in a satisfactory manner.

## LEITER

Will Not Locate Factory  
at Chicago.Blames Labor Agitators For the  
Trouble.

Chicago, Ill., Feb. 10.—(Spl.)—"I'd like to put my automobile factory in Chicago," said Jos. Leiter today. "It would give me many advantages which could not be enjoyed in the east, while the freight rates would also cut a figure, but I won't do it—not while the labor situation in Chicago remains in its present fermented condition. A company in which I am interested is now establishing a plant in New Jersey which will employ 3,000 men. I know that the saving in freight rates would be about one half of one per cent, a

A RESOURCE OF  
Strength and Energy.

## ..Paine's Celery Compound..

Harry D. Elks, Glens Falls, N. Y., writes :

"Early last spring I found that I was tired and languid, my appetite was failing, and I was becoming run down generally. I was advised to take Paine's Celery Compound, and after using it I never felt so well in all my life as I do now. It braced me up, gave me strength and vigor and made a new man of me. I recommended it to all persons who have tired and languid feelings, to all athletes, and to all who work hard mentally."

Paine's Celery Compound restores, strengthens and  
sustains vital energy and muscular force.year on the whole business if the  
factory was in Chicago.

"That factory placed here would be a good thing for both the company and the workmen, but what security would we have that our business would not be continually broken up by labor troubles. If I could have the assurance that labor troubles would not crop out to spoil my business, I would prefer Chicago to any other place. I would move that Providence factory here as quickly as possible. But who can give me any assurance?"

## NOVEL

Plan Adopted by Prof.  
George E. Rich.Will Shoe Horses in Private Car—  
An Extensive Trip.

Prof. G. E. Rich, of 411 S. 24th st., horseshoer, has conceived a very clever plan of advertising his business and exhibiting his fine specimens of horse shoes.

The first of May he will start on the road in a private railroad car carrying all his fine sample work and tools, and will stop at all first class cities and towns exhibiting his work and shoeing horses. After traveling all through Ohio he will make extensive trips both east and west.

## ADDITIONAL SPORTS.

The Kirkwood bowlers, not members of the first or second teams, have challenged the Peerless team.

The all star bowlers will play at the Kirkwood alleys, the afternoon and evening of March 9.

At the Kirkwood club Tuesday night the D and F teams each won one game. The Eureka and Summit teams bowled in the Howard street tournament Friday night. Score: Summit, 723, Eureka, 704.

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is extended to all to CALL AT

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Full line of Domestic and Imported goods.

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